

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>CHELESY EASTEP, as surviving spouse and next of kin of LANDON DWAYNE EASTEP,</b>	)	
	)	
	)	
<b>Plaintiff,</b>	)	<b>No. 3:22-cv-00721</b>
	)	
<b>v.</b>	)	<b>Chief Judge Crenshaw</b>
	)	<b>Magistrate Judge Newbern</b>
<b>METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, <i>et al.</i>,</b>	)	
	)	<b>JURY DEMAND</b>
	)	
<b>Defendants.</b>	)	

**AGREED PROTECTIVE ORDER**

In support of their Motions to Dismiss, the Individual Defendants relied on video footage from Tennessee Highway Patrol (“THP”) Officer Reggie Edge and Metro Nashville Police Department (“MNPd”) Officers James Kidd, Sean Williams, and Brian Murphy, depicting the Defendants’ interactions with Landon Eastep on January 27, 2022 (the “Footage”). Plaintiff has requested access to their unredacted Footage. Because the Footage may contain information that is confidential under Tenn. Code Ann §10-7-504 or other applicable laws, and because it would take a significant amount of time to review for redactions, the Parties wish to enter an Agreed Protective Order. Entering into the Agreed Protective Order ensures that any confidential information in the Footage is not disseminated to anyone who is not an authorized representative of the Parties and provides for the timely production of the requested Footage.

Based on the foregoing, it appears to the Court that this Agreed Protective Order is warranted and acceptable. Therefore, it is hereby **ORDERED, ADJUDGED, AND DECREED** as follows:

1. The Footage includes raw, unredacted (1) body-worn camera footage from

MNPD Officers Sean Williams, Jason Kidd, and Brian Murphy and (2) in-car camera footage from THP Officer Reggie Edge. The Footage, which contains confidential National Crime Information Center information and/or other confidential information, shall be deemed CONFIDENTIAL and be subject to the requirements of this Agreed Protective Order.

2. Within seven (7) days after entry of this Agreed Protective Order, counsel for the Metropolitan Government of Nashville and Davidson County shall provide to Plaintiff the MNPD body-worn camera footage referenced in paragraph 1, and counsel for Officer Edge shall provide to Plaintiff the THP in-car camera footage referenced in paragraph 1.

3. The Parties and their counsel are prohibited from using or disclosing the Footage for any purpose other than in the present action.

4. The Footage shall not be disclosed, divulged, revealed, described, transmitted, or otherwise communicated to any other person without prior written consent except to:

- a) the Parties in this cause who have agreed to be bound by this Agreed Protective Order;
- b) counsel of record of the Parties in this cause who have agreed to be bound by this Agreed Protective Order;
- (c) a member or employee of the law firm of record for either of the Parties in this cause who has agreed to be bound by this Agreed Protective Order, and only to the extent that such person is performing work in connection with this case and only to the extent necessary to perform such work;
- (d) expert witnesses and non-testifying consulting experts retained by counsel of record for the Parties in this cause who have agreed to be bound by this Agreed Protective Order and only to the extent necessary to prosecute or defend this case;
- (e) a witness in this cause, but only during depositions, hearings, or at trial;
- (f) the Court or court personnel in this cause;
- (g) any jury empaneled to hear this cause;

(h) court reporters transcribing proceedings in this action; and

(i) if any of the Footage covered by this Agreed Protective Order is made an exhibit to a deposition or court filing, such deposition or court filing shall also be subject to this Agreed Protective Order.

5. This Order shall be without prejudice to the right of any party to oppose production of any information or object to its admissibility into evidence.

6. In the event any Party wishes to file any matter with the Court by way of pleadings, motions, briefs, or any other papers which will contain information from the Footage or has attachments of the Footage that is not already part of the public record, the Party shall file a motion pursuant to Local Rule 7.02 to file the Footage under seal.

7. When counsel of record in this lawsuit, or any attorney who is bound by this Agreed Protective Order, becomes aware of any violation of this Agreed Protective Order, or of facts constituting good cause to believe that a violation of this Agreed Protective Order may have occurred, such attorney shall report that there may have been a violation of this Agreed Protective Order to the Court and all counsel of record.

8. Upon final disposition of this cause, whether by trial, appeal, settlement, or other final conclusion, the Footage disclosed pursuant to this Agreed Protective Order, including copies, shall be returned to Defendants' attorneys of record or destroyed within thirty (30) days after notice is received of such final disposition of this cause, and until such time, all provisions of this Agreed Protective Order will remain in full force and effect.

9. This Agreed Protective Order shall remain in full force and effect until the final disposition of this cause, whether by trial, appeal, settlement, or other final conclusion, until modified, superseded, or terminated by order of this Court, and it does not prejudice the right of any party to seek such modification by Court order.

**ENTERED** this the 18th day of April, 2023.

  
Magistrate Judge Alistair E. Newbern

**APPROVED FOR ENTRY:**

/s/ David J. McKenzie

with permission Michael R. Dohn (#37535)

DAVID J. MCKENZIE (#25563)

Law Offices of David J. McKenzie

205 West Commerce Street

Lewisburg, TN 37091

david@davidmckenzielaw.com

*Counsel for Plaintiff*

/s/ Barbara G. Medley

with permission Michael R. Dohn (#37535)

BARBARA G. MEDLEY (#14103)

Medley & Spivy

111 West Commerce Street, Suite 201

Lewisburg, TN 37091

bmedley@medleyandspivy.com

*Counsel for Plaintiff*

JONATHAN SKRMETTI

Attorney General and Reporter

/s/ Meghan Murphy

with permission Michael R. Dohn (#37535)

MEGHAN MURPHY (#34061)

AMANDA JORDAN (#29243)

Senior Assistant Attorneys General

Civil Law Division

P.O. Box 20207

Nashville, TN 37202

meghan.murphy@ag.tn.gov

amanda.jordan@ag.tn.gov

*Counsel for Reggie Edge & Charles Achinger*

/s/ Samantha A. Burnett  
with permission Michael R. Dohn (#37535)  
ROBERT M. BURNS (#15383)  
SAMANTHA A. BURNETT (#37250)  
Howell & Fisher, PLLC  
3310 West End Avenue, Suite 550  
Nashville, TN 37203  
rburns@howell-fisher.com  
sburnett@howell-fisher.com  
*Counsel for the City of Mt. Juliet & Fabjan Llukaj*

THE DEPARTMENT OF LAW OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON  
COUNTY

/s/ Michael R. Dohn  
MELISSA ROBERGE (#26230)  
SENIOR COUNSEL  
MICHAEL R. DOHN (#37535)  
ASSISTANT METROPOLITAN ATTORNEY  
Metropolitan Courthouse, Suite 108  
P.O. Box 196300  
Nashville, Tennessee 37219  
melissa.roberge@nashville.gov  
michael.dohn@nashville.gov  
*Counsel for the Metropolitan Government of Nashville and Davidson County, Steven Carrick,  
Sean Williams, Brian Murphy, Edin Plancic, Justin Pinkelton, & James Kidd*